

1 Patricia J. Barry
634 South Spring St. #823
2 Los Angeles, CA 90014
Tel: (213) 995-0734
3 *Attorney for Plaintiff Jennifer Brown*

4 John M. Vrieze, CSB #115397
5 MITCHELL, BRISSO, DELANEY & VRIEZE, LLP
Attorneys at Law
6 814 Seventh Street
P. O. Drawer 1008
7 Eureka, CA 95502
Tel: (707) 443-5643
8 Fax: (707) 444-9586
Attorneys for Defendants

10
11 UNITED STATES DISTRICT COURT
12 FOR THE NORTHERN DISTRICT OF CALIFORNIA
13 SAN FRANCISCO DIVISION

14 BARRY BROWN, JENNIFER BROWN,
JANE DOE 1, and JANE DOE 2,

15 Plaintiffs,

16 vs.

17 JON ALEXANDER, DEAN WILSON,
18 ED FLESHMAN, JULIE CAIN,
CINDY SALATNAY,
19 COUNTY OF DEL NORTE,

20 Defendants.

Case No.: CV 13-1451 RS (LB)

**MOTION AND JOINT STIPULATION
AND ~~[PROPOSED]~~ ORDER
CONTINUING DISCOVERY
DEADLINES, PRE-TRIAL MATTERS
AND TRIAL DATE**

21
22 WHEREAS, pursuant to the Court's Case Management Scheduling Order (Docket
23 No. 123, filed January 14, 2016), non-expert discovery deadline is presently scheduled
24 for August 22, 2016, and trial is scheduled for February 6, 2017, with various deadlines
25 in between these dates.
26

1 WHEREAS, counsel for all parties have attempted to pursue discovery diligently,
 2 this has been frustrated by calendar conflicts of the multiple counsel and due to discovery
 3 conflicts that have required the assistance of Magistrate Judge Beeler. Therefore the two
 4 counsel for the remaining parties have not completed discovery, and further discovery
 5 assistance from Judge Beeler is anticipated. In this regard, it is anticipated that various
 6 discovery orders will be needed to investigate cell phone and computer data;

7 WHEREAS, defendant Jon Alexander was involved in a significant rear-end
 8 motor vehicle collision on June 16, 2016, for which he was hospitalized in Oregon, until
 9 on or about July 2, 2016. He has returned home but is still recovering from his injuries,
 10 which has led to a postponement of his deposition;

11 WHEREAS, plaintiff's counsel, Patricia Barry has numerous calendar conflicts
 12 between now and through the current discovery cutoffs that have and continue to
 13 complicate deposition scheduling;

14 WHEREAS, plaintiff's counsel, Patricia Barry has had several medical problems
 15 that have required medical care and a death in the immediate family, all of which have
 16 impacted the scheduling of depositions.

17 WHEREAS, plaintiff's counsel and counsel for the defendant stipulate to a
 18 continuance of the following dates, as follows:

- 19 - Non-Expert Witness Discovery Deadline (currently August 22, 2016) shall be
 20 continued until October 14, 2016;
- 21 - Expert Witness Disclosure (currently September 2, 2016) shall be continued until
 22 October 24, 2016;
- 23 - Expert Witness Disclosure –Supplemental and Rebuttal (currently September 12,
 24 2016) shall be continued until November 2, 2016;
- 25 - Expert Discovery Cutoff (currently September 23, 2016) shall be continued until
 26 December 12, 2016;

- Dispositive Motion Hearing Deadline (currently December 1, 2016), shall be continued until February 10, 2017;
- Final Pretrial Conference (currently January 19, 2017), shall be continued until April 3, 2017 or a date acceptable to the Court;
- Jury Trial (currently February 6, 2017), shall be continued until May 8, 2017 or a date acceptable to the Court.

WHEREAS, this continuance will not cause prejudice to the parties in preparing their respective cases for dispositive motions and trial.

IT IS SO STIPULATED:

DATED: July 14, 2016

By: /s/ Patricia J. Barry
Patricia J. Barry
Attorneys for Plaintiff Jennifer Brown

DATED: July 14, 2016

MITCHELL, BRISSO, DELANEY & VRIEZE, LLP

By: /s/ John M. Vrieze
John M. Vrieze
Attorneys for Defendants

IT IS SO ORDERED:

- Non-Expert Witness Discovery Cutoff (currently August 22, 2016) shall be continued until October 14, 2016;
- Expert Witness Disclosure - Opening (currently September 2, 2016) shall be continued until October 24, 2016;
- Expert Witness Disclosure - Rebuttal (currently September 12, 2016) shall be continued until November 2, 2016;
- Expert Discovery Cutoff (currently September 23, 2016) shall be continued until December 12, 2016;

- Dispositive Motion Hearing Deadline (currently December 1, 2016), shall be continued until February 10, 2017;
- Final Pretrial Conference (currently January 19, 2017), shall be continued until April 28, 2017;
- Jury Trial (currently February 6, 2017), shall be continued until May 15, 2017.

DATED: 7/15/16


RICHARD SEEBORG
United States Magistrate Judge